



Atty. Dkt. No. 071402-0115

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Harold F. Ross

Title: ICE CREAM MACHINE WITH  
SPECIALIZED MOTOR

Appl. No.: 10/686,017

Filing Date: 10/15/2003

Examiner: Not Yet Known

Art Unit: Not Yet Known

<p><b>CERTIFICATE OF MAILING</b></p> <p>I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, PO Box 1450, Alexandria, Virginia 22313-1450, on the date below.</p> <p><u>Beverly Hopkins</u> (Printed Name)</p> <p><u>Beverly Hopkins</u> (Signature)</p> <p><u>January 21, 2004</u> (Date of Deposit)</p>
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**INFORMATION DISCLOSURE STATEMENT**  
**UNDER 37 CFR §1.56**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Submitted herewith on Form PTO/SB/08 is a listing of documents known to Applicant in order to comply with Applicant's duty of disclosure pursuant to 37 CFR §1.56. A copy of each listed document, except as noted below, is being submitted to comply with the provisions of 37 CFR §1.97 and §1.98.

The USPTO has waived the requirement under 37 CFR 1.98(a)(2)(i) to submit copies of U.S. patents and U.S. patent application publications when citing and submitting an Information Disclosure Statements in a patent application filed after June 30, 2003 and in an international application that has entered the national stage under 37 USC §371 after June 30, 2003. Accordingly, copies of these types of documents are not being supplied in connection with this application. Reference is being made to Pre-OG Notice from Office of Patent Legal Administration dated July 25, 2003, *Information Disclosure Statements May Be Filed Without Copies of U.S. Patents and Published Applications in Patent Applications filed after June 30, 2003.*



Atty. Dkt. No. 071402-0115

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicant does not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.

**TIMING OF THE DISCLOSURE**

The listed documents are being submitted in compliance with 37 CFR §1.97(b), before the mailing date of the first Office Action on the merits.

**RELEVANCE OF EACH DOCUMENT**

All of the documents are in English.

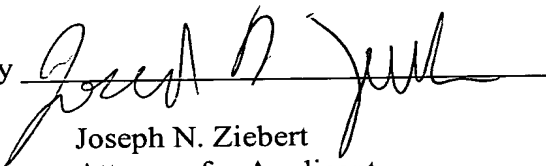
Applicant respectfully requests that any listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO/SB/08 be returned in accordance with MPEP §609.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 CFR §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 06-1447. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 06-1447.

Respectfully submitted,

Date 1-21-04

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JAN 26 2004

MODIFIED PTO/SB/08 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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Substitute for form 1449B/PTO

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

Date Submitted: January 21, 2004

(use as many sheets as necessary)

Sheet 1 of 2

**C mplete if Known**

Application Number	10/686,017
Filing Date	10/15/2003
First Named Inv ntor	Harold F. Ross
Group Art Unit	Not Yet Known
Examiner Name	Not Yet Known
Attorney Docket Number	071402-0115

**U.S. PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code <sup>2</sup> (if known)			
	A1	2003/0150236	A1	Ross et al.	08/14/2003	
	A2	2003/0150227	A1	Ross et al.	08/14/2003	
	A3	2003/0061830	A1	Ross	04/03/2003	
	A4	6,370,892	B1	Ross	04/16/2002	
	A5	2001/0037656	A1	Ross	11/08/2001	
	A6	6,253,573	B1	Schwitters et al.	07/03/2001	
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	A9	5,934,516		Strycharske et al.	08/10/1999	
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	A18	5,016,446		Fiedler	05/21/1991	
	A19	4,878,760		Newton et al.	11/07/1989	
	A20	4,758,097		Iles, Sr.	07/19/1988	
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	A22	RE32,360		Martineau	02/24/1987	
	A23	4,625,525		Bradbury et al.	12/02/1986	
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	A25	4,502,617		Stecker et al.	03/05/1985	
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	A32	4,094,168		Hamner et al.	06/13/1978	
	A33	4,052,180		Erickson	10/04/1977	
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	A37	3,803,870		Conz	04/16/1974	
	A38	3,317,198		Phelan et al.	05/02/1967	
	A39	3,264,836		Miller et al.	08/09/1966	
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	A41	3,229,647		Von Drachenfels et al.	01/18/1966	
	A42	3,227,904		Levin	01/04/1966	

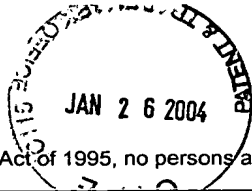
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<sup>1</sup> Unique citation designation number. <sup>2</sup> See attached Kinds of U.S. Patent Documents. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document.

<sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

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**U.S. PATENT DOCUMENTS**

		U.S. Patent Document			
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	A44	2,772,784		Cyphers et al.	12/04/1956
	A45	2,737,024		Swenson	03/06/1956
	A46	2,702,460		Gaugler	02/22/1955
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	A55	1,769,113		Davenport	07/01/1930
	A56	1,767,857		Sawyer	06/24/1930
	A57	1,698,941		Davenport	01/15/1929
	A58	967,503		Davis	08/16/1910

**FOREIGN PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document			Name of Patentee or Applicant of Cited Documents	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Office <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup> (if known)				
	A59	WO	99/65325	A1	Tucker et al.	12/23/1999		

**NON PATENT LITERATURE DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>6</sup>

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